



UNITED STATES PATENT AND TRADEMARK OFFICE

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DEPARTMENT OF COMMERCE  
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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/593,786 ✓	Katsuhiro Kano	350292003100

25227  
MORRISON & FOERSTER LLP  
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SUITE 400  
MCLEAN, VA 22102

INTERNATIONAL APPLICATION NO.	
PCT/JP2005/006229	
I.A. FILING DATE	PRIORITY DATE
03/24/2005	03/24/2004

CONFIRMATION NO. 4027  
371 FORMALITIES LETTER



OC000000035088137

Date Mailed: 03/20/2009

### NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- Priority Document
- Copy of the International Application filed on 09/22/2006
- English Translation of the IA filed on 09/22/2006
- Copy of the International Search Report filed on 09/22/2006
- Information Disclosure Statements filed on 09/22/2006
- Biochemical Sequence Diskette filed on 08/26/2008
- Oath or Declaration filed on 08/26/2008
- Biochemical Sequence Listing filed on 08/26/2008
- Request for Immediate Examination filed on 09/22/2006
- U.S. Basic National Fees filed on 09/22/2006
- Priority Documents filed on 09/22/2006

DOCKETED Resp Due  
REMINDER: 4/8/09  
FINAL DUE DATE: 4/20/09

Applicant's response filed 08/26/2008 is hereby acknowledged. The following requirements set forth in the NOTIFICATION of MISSING REQUIREMENTS mailed 06/27/2008 have not been completed.

- A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 CFR 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing." Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Refer to attachment or PAIR document dated 02/12/09.

Applicant is required to complete the response within a time limit of ONE MONTH from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).

Applicant is cautioned that correction of the above items may cause the specification and drawings page count to exceed 100 pages. If the specification and drawings exceed 100 pages, applicant will need to submit the required application size fee.

For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:

page 1 of 2

- For Rules Interpretation, call (571) 272-0951
- For Patentin Software Program Help, call Patent EBC at 1-866-217-9197 or directly at 703-305-3028 / 703-308-6845 between the hours of 6 a.m. and 12 midnight, Monday through Friday, EST.
- Send e-mail correspondence for Patentin Software Program Help @ [ebc@uspto.gov](mailto:ebc@uspto.gov)

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.

<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

ANITA D JOHNSON

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Telephone: (703) 308-9140 EXT 226

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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In re Patent Application of:  
Katsuhiro KANO et al.

Application No.: 10/593,786

Confirmation No.: 4027

Filed: March 24, 2005

Art Unit: 1641

For: SUBTYPES OF HUMANIZED ANTIBODY  
AGAINST INTERLEUKEN-6 RECEPTOR

Examiner: Not Yet Assigned

**RESPONSE TO NOTIFICATION OF DEFECTIVE RESPONSE**

MS PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Notification of Defective Response mailed March 20, 2009, Applicants affirm that no unusual or modified L-amino acid is contained in the sequence listing; and therefore, numeric identifiers <221> and <222> are appropriately left blank.

The undersigned hereby states that the content of the attached paper copy of the sequence listing and the computer readable copy of the sequence listing submitted in accordance with 37 C.F.R. §§ 1.821-1.825, are identical. The submission includes no new matter.

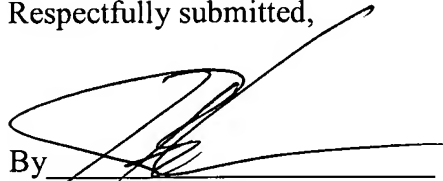
Applicants request re-consideration and entry of the Sequence Listing paper copy and computer readable copy. Pursuant to 37 C.F.R. 1.77, please enter the paper copy of the Sequence Listing after the Abstract.

In the event the U.S. Patent and Trademark Office determines that an extension and/or other relief is required, applicants petition for any required relief including extensions of time and

authorize the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing docket no. **350292003100**.

Dated: April 20, 2009

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Jonathan Bockman', is written over a horizontal line.

By  
Jonathan Bockman

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